

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

BILLY TYLER,)	CASE NO. 8:11CV433
)	
Plaintiff,)	
)	
v.)	MEMORANDUM
)	AND ORDER
LUIS, MAYO, and U.S. MARSHALL,)	
)	
Defendants.)	

This matter is before the court on its own motion. On February 7, 2012, the court conducted an initial review of Plaintiff's Complaint and concluded that it failed to state a claim upon which relief may be granted. (Filing No. 7.) However, the court gave Plaintiff the opportunity to file an amended complaint. (Id. at CM/ECF pp. 3-4.) In doing so, the court warned Plaintiff that if he failed to file an amended complaint by March 5, 2012, his claims would be dismissed without further notice. (Id.) Plaintiff failed to file an amended complaint by the court's deadline. (See Docket Sheet.)

IT IS THEREFORE ORDERED that:

1. This matter is dismissed without prejudice because Plaintiff failed to prosecute this matter diligently and failed to comply with this court's orders;
and
2. A separate judgment will be entered in accordance with this Memorandum and Order.

DATED this 12th day of March, 2012.

BY THE COURT:

s/Laurie Smith Camp
Chief United States District Judge

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